

1 HONORABLE FRANKLIN D. BURGESS
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9 UNITED STATES DISTRICT COURT
10 WESTERN DISTRICT OF WASHINGTON AT TACOMA

11 TRAVELERS CASUALTY AND SURETY COMPANY
12 OF AMERICA, a Connecticut corporation,

13 Plaintiff,

14 v.

15 SPECIALIZED LANDSCAPING, INC.; MICHAEL
16 PILAND and ROBIN STEPHANIE PILAND, husband
17 and wife and their marital community,

18 Defendants.

19 SPECIALIZED LANDSCAPING, INC., a Washington
20 corporation,

21 Third-Party Plaintiff,

22 v.

23 ELLIOTT BAY PUBLISHING, INC., dba ELLIOTT
24 BAY MANAGEMENT GROUP, a Washington
25 corporation; LYNN TAYLOR and JANE DOE TAYLOR,
26 husband and wife and their marital community,

Third-Party Defendants.

NO. C 04-5789-FDB

STIPULATION RE VOLUNTARY
DISMISSAL OF CLAIMS BY
ELLIOTT BAY PUBLISHING,
INC., dba ELLIOTT BAY
MANAGEMENT GROUP

STIPULATION RE VOLUNTARY DISMISSAL BY
ELLIOTT BAY PUBLISHING, INC. - 1

C04-5789-FDB

Cairncross & Hempelmann, P.S.
Law Offices
524 Second Avenue, Suite 500r
Seattle, Washington 98104-2323
Phone: 206-587-0700 • Fax: 206-587-2308

1 ELLIOTT BAY PUBLISHING, INC., dba ELLIOTT
2 BAY MANAGEMENT GROUP,

3 Third-Party Plaintiffs,

4 v.

5 MICHAEL PILAND and ROBIN STEPHANIE PILAND,
6 husband and wife and their marital community

7 Third-Party Defendants.

8 **VOLUNTARY STIPULATION**

9 IT IS HEREBY STIPULATED by the undersigned counsel of record that the
10 counterclaims of ELLIOTT BAY PUBLISHING, INC., d/b/a ELLIOTT BAY
11 MANAGEMENT GROUP against SPECIALIZED LANDSCAPING, INC. shall be dismissed
12 without prejudice, and without costs or fees to either party.

13 IT IS ALSO HEREBY STIPULATED by the undersigned counsel of record that the
14 third-party claims of ELLIOTT BAY PUBLISHING, INC., d/b/a ELLIOTT BAY
15 MANAGEMENT GROUP against third-party defendants MICHAEL PILAND and ROBIN
16 STEPHANIE PILAND shall be dismissed without prejudice and without costs or fees to either
17 party.

18 This does not affect any claims against other parties to this matter.

19 DATED this 31st day of August, 2005.

20 CAIRNCROSS & HEMPELMANN, P.S.
21

22 /s/ Melinda M. Riddle

23 J. Thomas Richardson, WSBA # 18437
24 Melinda Riddle, WSBA # 30878
25 Attorneys for Elliott Bay Publishing, Inc.,
d/b/a Elliott Bay Management Group

26 STIPULATION RE VOLUNTARY DISMISSAL BY
ELLIOtt BAY PUBLISHING, INC. - 2
C04-5789-FDB

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CLAUSEN LAW FIRM, PLLC

/s/ Mark A. Clausen (via email authorization)
Mark A. Clausen, WSBA # 15693
Attorneys for Specialized Landscaping, Inc.

SCHIFFRIN OLSON SCHLEMlein & HOPKINS

/s/ Andrew W. Torrance (via email authorization)
James T. Hopkins, WSBA # 11856
Andrew W. Torrance, WSBA # 11546
Attorneys for Travelers Casualty & Surety Co.
Of America

ORDER

PURSUANT to the foregoing Stipulation, now, therefore, it is hereby

ORDERED that any and all counterclaims by Elliott Bay Publishing, Inc., d/b/a Elliott Bay Management Group against Specialized Landscaping, Inc. are hereby dismissed without prejudice and without costs or fees to any party. It is also hereby

ORDERED that any and all third-party claims by Elliott Bay Publishing, Inc., d/b/a Elliott Bay Management Group against Michael Piland and Robin Stephanie Piland are hereby dismissed without prejudice and without costs or fees to any party.

DONE IN OPEN COURT this 2nd day of September 2005.



FRANKLIN D. BURGESS

UNITED STATES DISTRICT JUDGE

STIPULATION RE VOLUNTARY DISMISSAL BY
ELLIOTT BAY PUBLISHING, INC. - 3

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1 Presented by:

2 CAIRNCROSS & HEMPELMANN, P.S.

3 /s/ Melinda M. Riddle

4 J. Thomas Richardson, WSBA # 18437
5 Melinda M. Riddle, WSBA # 30878
6 Attorneys for Elliott Bay Publishing, Inc.,
d/b/a Elliott Bay Management Group

7 Approved as to Form; Notice of
8 Presentation Waived:

9 CLAUSEN LAW FIRM, PLLC

10 /s/ Mark A. Clausen (via email authorization)

11 Mark A. Clausen, WSBA # 15693
12 Attorneys for Specialized Landscaping, Inc.

13 Approved as to Form; Notice of
Presentation Waived:

14 SCHIFFRIN OLSON SCHLEMlein & HOPKINS

16 /s/ Andrew W. Torrance (via email authorization)
17 James T. Hopkins, WSBA # 11856
18 Andrew W. Torrance, WSBA # 11546
19 Attorneys for Travelers Casualty & Surety Co.
20 Of America

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26 STIPULATION RE VOLUNTARY DISMISSAL BY
ELLIOTT BAY PUBLISHING, INC. - 4
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2 Certificate of Service
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4 I, Marian C. DiPerna, certify under penalty of perjury of the laws of the State of
5 Washington that, on August 31, 2005, I electronically filed the Voluntary Dismissal of Claims of
6 Elliott Bay Publishing, Inc., d/b/a Elliott Bay Management Group with the Clerk of the Court
7 using the CM/ECF system, which will send notification of such filing to the following:

- 8 • **Mark A Clausen**
9 mclausen@clausenlawfirm.com
10 • **Andrew W Torrance**
11 awt@soslaw.com
12 • **James T. Hopkins**
13 awt@soslaw.com

14 SIGNED this 31st day of August, 2005, at Seattle, Washington.

15
16 _____
17 /s/ *Marian C. DiPerna*
18 Marian C. DiPerna, Legal Assistant
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STIPULATION RE VOLUNTARY DISMISSAL BY
ELLIOTT BAY PUBLISHING, INC. - 5
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